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Civil Procedure, Corporation & Enterprise Law, Labor & Employment Law

Vazquez-Robles v. CommoLoCo, Inc., No. 13-1384

In an action alleging workplace discrimination claims under the Americans with Disabilities Act, Title VII of the Civil Rights Act of 1964, and local law, the district court's denial of defendant's motion to vacate the default judgment as void is reversed and remanded, where: 1) plaintiff has offered nothing to dispute that the defendant's board of directors resolved to remove Prentice as the defendant-corporation's registered agent and to substitute CT Corporation; 2) the district court erred in concluding that defendant failed to offer any realistic evidence that Prentice was no longer the defendant's registered agent at the time of service; and 3) defendant had no duty to correct the Department of State's mistake, which failed to update its website with defendant's new agent for service of process.

Constitutional Law, Contracts, Government Benefits, Government Law, Labor & Employment Law

Maine Association of Retirees v. Board of Trustees of the Maine Public Employees Retirement System, No. 13-1933

Summary judgment in favor of defendants on plaintiffs' claims that certain amendments to Maine's public employee retirement system violate the Contract and Takings Clauses of the United States Constitution is affirmed, where: 1) plaintiffs, regardless of whether they retired before or after the 1999 amendments, have no contractual entitlement to cost of living adjustment (COLA) benefits calculated under pre-2011 law, and therefore, the 2011 amendments did not violate the Contract Clause; and 2) this finding forecloses the Takings claim.

Immigration Law

Ramos v. Holder, No. 13-2022

A petition for review of an order of the Board of Immigration Appeals (BIA) denying petitioners' applications for asylum, withholding of removal, and protection under the Convention Against Torture (CAT) is: 1) granted in part, where the BIA's conclusion as to the asylum claim is legally flawed and is not supported by the record as currently developed; and 2) denied in part, as to the CAT claim.